Kinslow, Sara

From: Marker, Nancy C. (DNREC) < Nancy.Marker@state.de.us>

Sent: Thursday, April 30, 2015 5:14 PM

To: rogers, rick

Cc: Pratt, Stacie; Kinslow, Sara

Subject: RE: Update on EPA action to address complaint regarding fuel cell desulfurization units.

Thanks for keeping us in the loop Rick.

Have a great weekend.

Nancy

From: rogers, rick [mailto:rogers.rick@epa.gov]

Sent: Thursday, April 30, 2015 4:48 PM

To: Marker, Nancy C. (DNREC) **Cc:** Pratt, Stacie; Kinslow, Sara

Subject: Update on EPA action to address complaint regarding fuel cell desulfurization units.

Dear Nancy:

Thank you for the information provided on our phone call about the citizen complaint EPA received regarding natural gas desulfurization units at the Diamond State Generation plant. EPA has begun to look into the basis of the complaint. I sent a request for information to the regions in which similar units are supposedly in use to find out if other regions have received a similar complaint and to find out if the regions or their states have looked into the management of the spent desulfurization filter units. I spoke to colleagues from EPA Regions 4 and 8 while at the ASTSWMO meeting and they were not aware of these types of units nor knew if their states have any knowledge of them. I also spoke with EPA Headquarters managers and indications are that EPA, with the information we have, are likely to consider that the manufacturing process unit exemption will not apply to these spent desulfurization filter units.

I found out late yesterday that Bloom Energy has scheduled a meeting with EPA's Office of Resource Conservation and Recovery for Friday, May 8th to discuss the issue of management of their spent desulfurization units. I or someone from EPA Region 3 will also be attending that meeting.

I will keep you all informed as we gather more information during the investigation of this complaint.

Let me know if you have any questions.

Thanks,

Rick

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